

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

COMMITTEE ON FISH, WILDLIFE AND PARKS

Call to Order: Chair Ted Washburn, on February 10, 2011 at 3:20 PM, in Room 152
Capitol

ROLL CALL

Members Present:

Rep. Ted Washburn, Chair (R)
Rep. Mike Phillips, Vice Chair (D)
Rep. Jeffery W. Welborn, Vice Chair (R)
Rep. Carlie Boland (D)
Rep. Pat Connell (R)
Rep. Virginia Court (D)
Rep. Kelly Flynn (R)
Rep. Bill Harris (R)
Rep. Douglas (Doug) Kary (R)
Rep. Dan Kennedy (R)
Rep. Austin Knudsen (R)
Rep. Cleve J. Loney (R)
Rep. Mike Miller (R)
Rep. Jesse O'Hara (R)
Rep. Ken Peterson (R)
Rep. Jean Price (D)
Rep. Dan Skattum (R)
Rep. Franke Wilmer (D)
Rep. Max Yates (R)

Members Excused: Rep. Robyn Driscoll (D)

Members Absent: None

Staff Present: Katie Butcher for Cara Gold, Committee Secretary
Hope Stockwell, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 363, 2/4/2011; HB 370, 2/4/2011; HB 387, 2/4/2011
Executive Action: HB 361; HB 337; HB 372; HB 228; HB 173; LC 2194

00:00:03 The Chair welcomed the committee and reviewed the committee agenda.
00:00:29 Rep. Connell
00:01:44 Hope Stockwell, Legislative Services Division (LSD)
[EXHIBIT\(fih33a01\)](#)

HEARING ON HB 363

Opening Statement by Sponsor:

00:03:00 Rep. Mike Cuffe (R), HD 2, opened the hearing on HB 363, Provide for use of wolf license money.

Proponents' Testimony:

00:12:52 Jim Brown, Montana Wool Growers Association
[EXHIBIT\(fih33a02\)](#)
00:20:08 Nicole Rolf, Montana Farm Bureau Federation, Montana Stockgrowers Association, Montana Cattle Women, Inc.

Opponents' Testimony:

00:21:50 Dave Risley, Montana Fish, Wildlife and Parks (FWP)
[EXHIBIT\(fih33a03\)](#)
00:29:17 George Golie, Montana Wildlife Federation (MWF)

Informational Testimony:

00:32:13 George Edwards, Livestock Loss and Mitigation
[EXHIBIT\(fih33a04\)](#)
00:33:10 Kraig Glazier, Western District Supervisor, United States Department of Agriculture, Wildlife Services (USDA)

Questions from Committee Members and Responses:

00:37:08 Rep. Loney
00:37:26 Dave Risley
00:41:24 Rep. Kennedy
00:41:35 Dave Risley
00:42:38 Rep. Phillips
00:42:46 Rep. Wilmer
00:43:55 Dave Risley
00:46:31 Rep. Phillips
00:46:43 Dave Risley
00:47:23 Rep. Flynn
00:47:48 Jim Brown

00:50:15 Rep. Kennedy
00:50:34 Kraig Glazier
00:51:57 Rep. Loney
00:52:26 Jim Brown
00:54:36 Rep. Loney
00:55:10 Dave Risley
00:56:20 Rep. Phillips
00:56:58 Rep. Cuffe
01:01:55 Rep. Harris
01:02:47 Dave Risley
01:03:14 Rep. Washburn
01:03:29 Dave Risley
01:03:33 Rep. Washburn
01:03:53 Kraig Glazier

Closing by Sponsor:

01:04:44 Rep. Cuffe

HEARING ON HB 370

Opening Statement by Sponsor:

01:07:36 Rep. Carolyn Squires (D), HD 96, opened the hearing on HB 370, Increase motor vehicle fee for state parks and Virginia & Nevada Cities.

[EXHIBIT\(fih33a05\)](#)

01:17:10 Rep. Court

Proponents' Testimony:

01:17:27 Chas Van Genderen, FWP

[EXHIBIT\(fih33a06\)](#)

01:24:20 Marilyn Ross, Montana Heritage Commission

01:27:48 Susan Stout, Friends of the Caverns

01:29:47 Mike Penfold, Frontier Heritage Alliance

[EXHIBIT\(fih33a07\)](#)

01:33:21 Chuck Erickson, Self

01:36:16 Howard Boggess, Frontier Heritage Alliance

01:39:11 Judy Matson, Self

01:40:37 Jana Suchy, Way Out West Creative

01:42:45 Anna Marie Moe, Montana Office of Tourism, Department of Commerce

[EXHIBIT\(fih33a08\)](#)

Opponents' Testimony:

01:43:50 Ronda Wiggers, Montana County Treasurers Association

Informational Testimony: None

Questions from Committee Members and Responses:

01:45:11 Rep. Connell
01:46:00 Chas Van Genderen
01:47:04 Rep. Wilmer
01:47:22 Ronda Wiggers
01:47:52 Rep. Court
01:48:04 Ronda Wiggers
01:48:31 Rep. Court

01:49:01 Chas Van Genderen
01:49:54 Marilyn Ross

Closing by Sponsor:

01:50:28 Rep. Squires
[EXHIBIT\(fih33a09\)](#)

01:54:39 Rep. Price

HEARING ON HB 387

Opening Statement by Sponsor:

01:55:55 Rep. Kelly Flynn (R), HD 68, opened the hearing on HB 387, Revise issuance of B-10 and B-11 hunting licenses & related permits.
[EXHIBIT\(fih33a10\)](#)

Proponents' Testimony:

02:08:28 John Munding, Self
02:13:04 Jean Johnson, Montana Outfitters and Guides Association (MOGA)
02:13:24 Robin Cunningham, Fishing Outfitters Association of Montana (FOAM)
02:13:47 Russ Kipp, Self
02:14:52 Jack Rich, Self

Opponents' Testimony:

02:16:52 George Golie, MWF
02:20:10 Dave Risley, FWP
[EXHIBIT\(fih33a11\)](#)

Informational Testimony: None

Questions from Committee Members and Responses:

02:22:02 Rep. Connell
02:22:07 Rep. Flynn
02:23:30 Rep. Skattum
02:23:47 Rep. Flynn

02:24:05 Rep. Skattum
 02:24:09 George Golie
 02:25:14 Rep. Miller
 02:25:17 George Golie
 02:26:38 Rep. Harris
 02:26:50 George Golie
 02:27:03 Rep. Knudsen
 02:27:09 Rep. Flynn
 02:29:01 Rep. Welborn
 02:29:07 George Golie
 02:32:15 Rep. Loney
 02:32:21 Russ Kipp
 02:33:26 Rep. Yates
 02:33:46 George Golie
 02:34:28 Rep. Washburn
 02:34:44 Rep. Flynn
 02:36:16 Rep. Phillips
 02:36:30 Rep. Flynn

Closing by Sponsor:

02:37:04 Rep. Flynn
 02:50:34 Rep. Driscoll left the hearing.

EXECUTIVE ACTION ON HB 361

02:51:59 **Motion:** Rep. Kary moved that **HB 361 DO PASS.**

Discussion:

02:52:25 Hope Stockwell, LSD

02:52:38 **Motion:** Rep. Welborn moved that **HB 361 BE AMENDED.**
EXHIBIT(fih33a12)

Discussion:

02:52:54 Hope Stockwell
 02:54:00 Rep. Washburn
 02:54:29 Rep. Phillips
 02:54:45 Rep. Washburn

02:55:45 **Vote:** Motion carried unanimously by voice vote. Rep. Driscoll voted by proxy.

02:56:02 **Motion:** Rep. Phillips moved that **HB 361 DO PASS AS AMENDED.**

Discussion:

02:56:25 Dave Risley, FWP
02:56:36 Rep. Peterson
02:57:08 Rep. Washburn
02:58:12 Rep. Flynn
02:59:03 Dave Risley
02:59:31 Rep. Washburn
02:59:45 Rep. Harris
03:01:21 Rep. Yates
03:01:59 Ken McDonald, FWP
03:04:15 Rep. Yates
03:04:23 Rep. Washburn
03:04:37 Rep. Phillips
03:05:19 Rep. Skattum
03:05:38 Rep. Washburn
03:05:49 Rep. Harris
03:06:17 Rep. Flynn
03:06:40 Rep. Washburn

03:06:55 **Vote:** Motion carried 11-9 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Kennedy, Rep. Miller, Rep. O'Hara, Rep. Phillips, Rep. Price and Rep. Wilmer voting no. Rep. Driscoll voted by proxy.

EXECUTIVE ACTION ON HB 337

03:08:33 **Motion:** Rep. Welborn moved that **HB 337 DO PASS.**

Discussion:

03:08:46 Hope Stockwell

03:09:52 **Motion/Vote:** Rep. Welborn moved that **HB 337 BE AMENDED.** Motion carried unanimously by voice vote. Rep. Driscoll voted by proxy.

EXHIBIT(fih33a13)

03:10:16 **Motion/Vote:** Rep. Welborn moved that **HB 337 DO PASS AS AMENDED.** Motion carried 17-3 by voice vote with Rep. Kennedy, Rep. Knudsen and Rep. Skattum voting no. Rep. Driscoll voted aye by proxy.

EXECUTIVE ACTION ON HB 372

03:11:43 **Motion:** Rep. O'Hara moved that **HB 372 DO PASS.**

Discussion:

03:12:37 Hope Stockwell
03:14:37 Rep. O'Hara
03:14:54 Rep. Washburn

03:14:58 **Motion:** Rep. O'Hara moved that **HB 372 BE AMENDED.**
EXHIBIT(fih33a14)

Discussion:

03:15:17 Rep. Wilmer
03:15:51 Rep. Flynn
03:16:05 Rep. Phillips
03:16:27 Rep. Flynn
03:17:05 Joe Maurier, FWP
03:17:22 Rep. Flynn
03:17:43 Rep. Washburn
03:17:46 Rep. Phillips
03:18:08 Rep. Washburn
03:18:11 Rep. Flynn
03:18:20 Rep. Peterson
03:18:44 Hope Stockwell
03:18:52 Rep. Phillips
03:19:04 Hope Stockwell

03:19:49 **Vote:** Motion carried unanimously by voice vote. Rep. Driscoll voted by proxy.

03:20:25 **Motion/Vote:** Rep. Welborn moved that **HB 372 DO PASS AS AMENDED.**
Motion carried unanimously by roll call vote. Rep. Driscoll voted by proxy.

03:21:48 Rep. Washburn

EXECUTIVE ACTION ON HB 228

HB 228 was previously amended on 1/25/2011

03:21:50 Rep. Kennedy
03:22:03 Hope Stockwell
EXHIBIT(fih33a15)

03:22:52 Rep. Kennedy
03:23:32 Rep. Peterson
03:23:44 Rep. Wilmer
03:23:56 Rep. Peterson
03:24:09 Hope Stockwell
03:24:50 Rep. Phillips

03:25:21 **Motion/Vote:** Rep. Kennedy moved that **HB 228 BE RECONSIDERED.** Motion carried 13-6 by roll call vote with Rep. Boland, Rep. Court, Rep. Phillips, Rep. Price, Rep. Welborn and Rep. Wilmer voting no. Rep. Driscoll was absent and did not vote.

03:26:37 Rep. Washburn

03:26:48 **Motion/Vote:** Rep. O'Hara moved that **HB 228 DO PASS AS PREVIOUSLY AMENDED**. Motion carried 12-8 by roll call vote with Rep. Boland, Rep. Court, Rep. Driscoll, Rep. Loney, Rep. Phillips, Rep. Price, Rep. Welborn and Rep. Wilmer voting no. Rep. Driscoll voted by proxy.

03:28:29 Rep. Phillips

EXECUTIVE ACTION ON HB 173

Previous Executive Action on HB 173 took place on 1/25/2011

03:28:55 **Motion:** Rep. Washburn moved that **HB 173 BE RECONSIDERED**.

Discussion:

03:29:34 Hope Stockwell

03:30:11 **Vote:** Motion failed 9-10 by roll call vote with Rep. Connell, Rep. Flynn, Rep. Kary, Rep. Knudsen, Rep. Loney, Rep. O'Hara, Rep. Skattum, Rep. Washburn and Rep. Welborn voting aye. Rep. Driscoll was absent and did not vote.

EXECUTIVE ACTION ON LC 2194

03:31:37 Hope Stockwell introduced LC 2194

03:32:12 **Motion/Vote:** Rep. Skattum moved that **LC 2194 BE ADOPTED**. Motion carried 19-1 by roll call vote with Rep. Boland voting no. Rep. Driscoll voted by proxy.

03:33:57 Rep. Phillips

ADJOURNMENT

03:34:14 Adjournment

Cara Gold, Secretary

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Additional Exhibits:

[EXHIBIT\(fih33a16\)](#)

Additional Documents:

EXHIBIT([fih33aad.pdf](#))